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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application ) PATENT APPLICATION  
Inventor: David Chao; Richard Chao )  
SC/Serial No.: 08/963,299 )  
Filed: 11/03/97 )  
Title: EYE-WEAR WITH MAGNETS )

## CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231, on August 26, 1998.

(Attorney Signature)

Peter P. Tong, Reg. No. 35,757

Signature Date: August 26, 1998

RESPONSE TO NOTICE TO FILE MISSING PARTS

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D.C. 20231

RECEIVED  
SEP 14 1998  
GROUP 2100

Sir:

In response to the Notice to File Missing Parts of Application, on August 21, 1998, Applicants submitted a letter without attached a return postcard. To ensure that the response has been received, Applicants hereby resubmit the following correspondence and enclosures:

On June 5, 1998, we received a Notice to File Missing Parts of Application requesting a small entity status statement and a declaration. On or around August 18, my secretary, Rebecca Joyce, telephoned your office. The Examiner she spoke with indicated that there was in the file a copy of the declaration, but that the small entity status statement was missing.

I am enclosing herewith copies of the following documents which we mailed to the Patent and Trademark Office on March 23, 1998:

1. A Power of Attorney by Assignee;
2. A Statement Claiming Small Entity Status;
3. A Declaration for C-I-P Patent Application;
4. A postcard indicating receipt of the above by the PTO.

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As indicated on the transmittal letter and the postcard, the Patent and Trademark Office should have already received the small entity status statement.

In reviewing the situation, if you determine that a late fee is due, you are authorized to deduct the appropriate amount from our Deposit Account No. 06-1325.

I hope the foregoing clarifies the situation. Please contact me if you have any questions or require further documentation.

Thank you for your kind attention to this matter.

☒ The Commissioner is hereby authorized to charge underpayment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 06-1325. A duplicate copy of this authorization is enclosed.

Respectfully submitted,

Date: August 26, 1998

By: Peter P. Tong  
Peter P. Tong  
Reg. No. 35,757

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